

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003

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HOUSE DRH70285-LR-28 (02/13)

Short Title: Increase Civil Penalty for Workplace Death. (Public)

Sponsors: Representative Goodwin.

Referred to:

A BILL TO BE ENTITLED

1
2 AN ACT AMENDING THE LABOR LAWS OF NORTH CAROLINA TO
3 INCREASE THE RANGE OF CIVIL PENALTIES THAT MAY BE IMPOSED
4 WHEN A WORKPLACE DEATH OCCURS DUE TO EMPLOYER
5 NEGLIGENCE.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** G.S. 95-138 is amended by adding a new subsection to read:

8 "(a1) Any employer whose actual negligence, or whose continued maintenance of
9 an unsafe condition, results in a workplace death may upon the recommendation of the
10 Director to the Commissioner be assessed by the Commissioner a civil penalty of not
11 more than one hundred thousand dollars (\$100,000) and not less than five thousand
12 dollars (\$5,000)."

13 **SECTION 2.** This act becomes effective January 1, 2004, and applies to acts
14 and omissions occurring on or after that date.